

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9612 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE R.R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

CHAUHAN FULSINH ALIAS FULABHAIJESANGBHAI

Versus

STATE OF GUJARAT

Appearance:

MR MB GANDHI for Petitioner
MR SP HASURKAR for Respondent No. 1
RULE SERVED for Respondent No. 3

CORAM : MR.JUSTICE R.R.TRIPATHI

Date of decision: 13/04/2000

ORAL JUDGEMENT

#. Mr.M.B.Gandhi, for the petitioner. Mr.Hasurkar,
Ld.Additional G.P. for all the respondents. Mr.Digant
Joshi, Ld.A.G.P. for Mr.Hasurkar.

#. Rule was issued on 21.2.2000 making the same returnable with the notice as to interim relief on 13.3.2000. Today when the matter has come up Mr.Gandhi, submits that the petitioner has already expired and a Civil Application is filed for bringing his heirs on record. Looking to the facts and circumstances of the case, and the grievance of the petitioner that the amount of pension fixed by the authority is on the lower side then it ought to have been fixed, it will be in the fitness of the things that the respondent nos.2 and 3 are directed to look into the grievance of the petitioner and decide the same in time bound frame.

#. Hence, the respondent nos.2 and 3 directed to decide the case of the petitioner latest by 15.6.2000. The petition is allowed. Rule is made absolute. In case of difficulty it will be open for the petitioner to revive this petition, in case the grievance of the petitioner still survive.

(RAVI R. TRIPATHI, J.)

kks